



Corres. and Mail
BOX AF

EXPEDITED PROCEDURE UNDER 37 C.F.R. § 1.116
TECHNOLOGY CENTER 1642

Atty. Docket No.: U0003/7001 (formerly A-70409/RFT)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: McKeown *et al.*
Serial No.: 09/806,525
Filed: March 30, 2001
Title: EGFR 37 KDA FRAGMENT AS CANCER MARKER

Examiner: Gary B. Nickol
Group Art Unit: 1642
Conf. No.: 1147

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence (and any paper or fee referred to as being enclosed) is being deposited with the United States Post Office as First Class Mail on the date indicated in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

6-14-04

Date

Signature

Joyce C. Hersh
Typed or Printed Name of Person Signing Certificate

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated February 13, 2004 of the primary examiner finally rejecting claims 2, 4, 10, 11 and 13-19.

The appeal fee of \$165.00 is enclosed. If the fee is insufficient, please charge the balance to our deposit account no. 50-1721. A copy of this paper is enclosed for accounting purposes.

Respectfully submitted,

Joyce C. Hersh
Reg. No. 42,890
Attorney for Applicant
KIRKPATRICK & LOCKHART LLP
75 State Street
Boston, MA 02109-1808
Tel: 617-261-3100
Fax: 617-261-3175

Date:

June 14, 2004